

Panaji, 19th July, 1990 (Ashada 28, 1912)

SERIES II No. 16

OFFICIAL GAZETTE

GOVERNMENT OF GOA

GOVERNMENT OF GOA

Public Works Department

Order

No. CE/MBP/220/88-PW&UD

Read: Order No. CE/MBP/220/88-PW&UD dated 6-2-1989.

The above referred Government order wherein a stretch of National Highway-17 passing through Margao city Municipal limits was transferred to Margao Municipal Council for maintenance is hereby cancelled with immediate effect.

By order and in the name of the Governor of Goa.

D. V. Sathe, Under Secretary to the Government of Goa (P.W.D.).

Panaji, 5th July, 1990.

Department of Power

Notification

No. 2/26/90-Power

Whereas in pursuance of Sub-Section (1) of section 28 read with section 33 of the Electricity (Supply) Act, 1948 (Central Act LIV of 1948 (hereinafter called the said Act): the Government of Goa had prepared a scheme relating to the establishment of a 110 KV S/C line from Guirdolim to Curtorim villages in Salcete Taluka, South Goa District, in order to meet the power demands of M/s. Marmugao Steels Ltd. (hereinafter called the 'Scheme');

And whereas vide order No. AS/36/12/90-91/CEE-Tech/3, dated 26-4-1990 the Government of Goa had sanctioned the Scheme.

Now, therefore in exercise of the powers conferred by Sub-section (3) of section 28 of the said Act, the Government of Goa hereby publishes the Scheme as under:—

Title:—

This Scheme shall be called the Scheme for establishment of a 110 KV S/C Line from Guirdolim to Curtorim villages in Salcete Taluka.

Placing of Transmission Line:—

The proposal involves laying of 110 KV S/C line by tapping the 110 KV Ponda-Xeldem 110 KV/DC Line.

Towers, Poles, posts, wall brackets, wires, stays, equipments and appliances for the transmission and distribution of Electrical energy or for the transmission of telephonic or telegraphic communications necessary for the purpose of undertaking, executing and operating the Scheme is likely to be placed under, over, along or across and in or upon lands comprised in the following survey numbers, namely:—

Survey Numbers:—

Guirdolim village, Salcete Taluka:—

27, 28, 54/1, 55/0, 57, 58, 59, 61/0, 63, 68, 80/0, 85, 86, 87, 88, 95, 96, 97, 98, 100, 102, 103, 104, 105/0, 105/1, 105/2, 106, 107, 108, 109 and 110.

Curtorim village, Salcete Taluka:—

282, 283, 284 and 285.

Estimated Cost:—

The estimated cost of the Scheme is Rs. 11.61,174/- (Rupees Eleven lakhs sixty one thousand one hundred seventy four only).

Maps:—

The maps showing the route of the above line are available for public information in the following offices:—

- 1) Office of the Collector, South Goa, Margao.
- 2) Office of the Salcete Taluka, Margao.
- 3) Village Panchayat Office, Guirdolim.
- 4) Village Panchayat Office, Curtorim.
- 5) Office of the Supdt. Engineer, Circle I, Vidyut Bhavan, Aquem, Margao.
- 6) Office of the Executive Engineer, Div. IV, Vidyut Bhavan, Aquem, Margao.

Notice is hereby given that any licensee or person may make representations to either of the below mentioned offices within two months from the date of publication of this Notification in the Official Gazette after which no further representations will be considered.

1. Executive Engineer,
Elect. Deptt. Div. No. IV, Vidyut Bhavan,
Aquem, Margao-Goa, 403 601.
2. Superintending Engineer,
Elect. Deptt. Circle I (S), Vidyut Bhavan,
Aquem, Margao-Goa. 403 601.

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Power).

Panaji, 2nd July, 1990.

Revenue Department

Corrigendum

No. 22/132/88-RD

Read: Government Notification No. 22/132/88-RD dated 12.9.1989 published in the Official Gazette Series II, No. 28, dated 12.10.1989, at pgs. 299 and 300, and in two local Newspapers (1) Gomantak dated 20.9.1989 and (2) Navhind Times dated 19.9.1989.

In the Schedule appended to the Notification cited above, after Survey No./Sub-Div. No. 5/14 part and before 173/1 part, the following heading shall be added, namely, "Taluka: Canacona Village: Poinguinim".

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 29th June, 1990.

Department of Mines

Order

No. 96/242/88-Mines

In exercise of the powers conferred by sub-section (2) of section 8 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), read with sub-rule (2) of rule 24A of the Mineral Concession Rules, 1960, the Government of Goa hereby renews the mining lease with the previous approval of the Central Government in favour of M/s. V. M. Salgaocar & Bros. Ltd. (hereinafter referred to as 'The Lessee') for undertaking mining operations for Iron ore in the area shown in the schedule appended to this Order for a period of 10 years subject to the special conditions as laid down hereunder to be incorporated in the lease deed which shall be executed by the Lessee and the Governor of Goa:—

1. The Lessee shall carry out at his expenses such experiments on remedial measures as directed by the Director of Industries and Mines, Government of Goa or any other officer authorised by him and shall report the result to him.

2. The Lessee shall allow, co-operate with and provide all facilities to the experts authorised by the Government to carry out research work or experiments on remedial measures in his leased area or dumping sites.

3. The Lessee shall, at his own expenses undertake remedial measures to the satisfaction of the Director of Industries and Mines, Government of Goa (hereinafter called Director of Industries and Mines) to prevent damage to the agricultural or forest lands due to the flow of mining rejection or wastes or slimes resulting from his mining operations, within a reasonable time or such time as may be directed by the Director of Industries and Mines.

4. If the Director of Industries and Mines or the officer authorised by him in this behalf, is of the opinion that any active dump causes or will cause damage to the agricultural or forest land, which cannot be prevented, he may by order in writing, direct to stop further dumping on such dump. No such order shall however be made unless the Lessee is afforded a reasonable opportunity of stating his case.

5. The Lessee shall undertake to rehabilitate the land left over after the mining operations are concluded, through soil conservation measures to the satisfaction of the Government and within such reasonable time as the Government may by an order in writing specify.

6. In the event of the failure on the part of the Lessee to undertake the aforesaid measures within the stipulated period, the Government without prejudice to any other action it may take against the Lessee, may take the requisite steps to rehabilitate the said land and recover the expenses incurred for such work from the Lessee as arrears of land revenue.

7. The Lessee shall undertake necessary measures to consolidate the dumps by planting suitable species of grass, legumes, or trees, etc. as may be directed by the Director of Industries and Mines, from time to time.

8. The Lessee shall undertake to plant elsewhere within the leased area at least as many trees as are removed during the mining operations.

9. The Lessee shall not dump or allow it to be dumped any rejects at any point within a distance of 100 metres from the bank of any river or nallah and 50 metres from the lease boundary, except with the previous written permission of the Government.

10. The Lessee shall not discharge or allow it to be discharged any muddy and slimy water from the beneficiation/washing plant and shall provide settling tanks of proper design and adequate capacity for settling solids so that only decanted water may overflow.

11. The Lessee shall undertake the work of desilting of drains and streams outside the leased area periodically to prevent them from being choked and shall provide check dams to facilitate the settling of suspended solids.

12. The Lessee shall take necessary steps not to overload or allow it to be overloaded the trucks carrying the ore/rejects from the leased area to any loading point or stockyard.

13. The Lessee shall make and pay such reasonable compensation to the owner or tenant or occupant of the land or property situated in the leased area or in the vicinity of the leased area which is damaged or injured or disturbed as a result of mining operations or due to the flow of mining rejects, slimes or wastes from the mine as the case may be, as may be assessed by the Collector South Goa in accordance with the law in force on the subject and shall indemnify or keep indemnified fully and completely the Government against all claims which may be made by any person or persons in respect of any such damage, injury or disturbance and all costs and expenses in connection therewith.

14. The Lessee shall obtain surface rights or obtain consent of the owner/occupier of land before entering the land for commencement of mining operations in the area.

M/s. V. M. Salgaocar & Bros. Ltd. shall on peril of revocation of this Order execute within a period of 180 days from the date of communication of this Order a deed of lease as contemplated under rule 31 of the Mineral Concession Rules, 1960.

SCHEDULE

District	Taluka	Village	Area in Hectares
North Goa	Bardez	Tivim	76.45 Ha.

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Mines).

Panaji, 24th November 1989.

Order

No. 96/231/88/Mines

In exercise of the powers conferred by sub-section (2) of section 8 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957), read with sub-rule (2) of rule 24A of the Mineral Concession Rules, 1960, the Government of Goa hereby renews the mining lease with the previous approval of the Central Government in favour of M/s. V. M. Salgaocar & Bros. Ltd. (hereinafter referred to as 'The Lessee') for undertaking mining operations for Iron and Manganese ore in the area shown in the schedule appended to this Order for a period of 10 years subject to the special conditions as laid down hereunder to be incorporated in the lease deed which shall be executed by the Lessee and the Governor of Goa:—

1. The Lessee shall carry out at his expenses such experiments on remedial measures as directed by the Director of Industries and Mines, Government of Goa or any other officer authorised by him and shall report the result to him.

2. The Lessee shall allow, co-operate with and provide all facilities to the experts authorised by the Government to carry out research work or experiments on remedial measures in his leased area or dumping sites.

3. The Lessee shall, at his own expenses undertake remedial measures to the satisfaction of the Director of Industries and Mines, Government of Goa (hereinafter called Director of Industries and Mines) to prevent damage to the agricultural or forest lands due to the flow of mining rejection or wastes or slimes resulting from his mining operations, within a reasonable time or such time as may be directed by the Director of Industries and Mines.

4. If the Director of Industries and Mines or the officer authorised by him in this behalf, is of the opinion that any active

dump causes or will cause damage to the agricultural or forest land, which cannot be prevented, he may by order in writing, direct to stop further dumping on such dump. No such order shall however be made unless the Lessee is afforded a reasonable opportunity of stating his case.

5. The Lessee shall undertake to rehabilitate the land left over after the mining operations are concluded, through soil conservation measures to the satisfaction of the Government and within such reasonable time as the Government may by an order in writing specify.

6. In the event of the failure on the part of the Lessee to undertake the aforesaid measures within the stipulated period, the Government without prejudice to any other action it may take against the Lessee, may take the requisite steps to rehabilitate the said land and recover the expenses incurred for such work from the Lessee as arrears of land revenue.

7. The Lessee shall undertake necessary measures to consolidate the dumps by planting suitable species of grass, legumes, or trees, etc. as may be directed by the Director of Industries and Mines, from time to time.

8. The Lessee shall undertake to plant elsewhere within the leased area at least as many trees as are removed during the mining operations.

9. The Lessee shall not dump or allow it to be dumped any rejects at any point within a distance of 100 metres from the bank of any river or nallah and 50 metres from the lease boundary, except with the previous written permission of the Government.

10. The Lessee shall not discharge or allow it to be discharged any muddy and slimy water from the beneficiation/washing plant and shall provide settling tanks of proper design and adequate capacity for settling solids so that only decanted water may overflow.

11. The Lessee shall undertake the work of desilting of drains and streams outside the leased area periodically to prevent them from being choked and shall provide check dams to facilitate the settling of suspended solids.

12. The Lessee shall take necessary steps not to overload or allow it to be overloaded the trucks carrying the ore/rejects from the leased area to any loading point or stockyard.

13. The Lessee shall make and pay such reasonable compensation to the owner or tenant or occupant of the land or property situated in the leased area or in the vicinity of the leased area which is damaged or injured or disturbed as a result of mining operations or due to the flow of mining rejects, slimes or wastes from the mine as the case may be, as may be assessed by the Collector, South Goa in accordance with the Law in force on the subject and shall indemnify or keep indemnified fully and completely the Government against all claims which may be made by any person or persons in respect of any such damage, injury or disturbance and all costs and expenses in connection therewith.

14. The Lessee shall obtain surface rights or obtain consent of the owner/occupier of land before entering the land for commencement of mining operations in the area.

M/s. V. M. Salgaocar & Bros. Ltd. shall on peril of revocation of this Order execute within a period of 180 days from the date of communication of this Order a deed of lease as contemplated under rule 31 of the Mineral Concession Rules, 1960.

SCHEDULE

District	Taluka	Village	Area in hectares
North Goa	Satari	Vantem	79,4960 Ha.

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Mines)

Panaji, 24th November, 1989.

Order

No. 5/18/89-ILD

Whereas M/s. Shantilal Khushaldas & Bro. Pvt. Ltd., (hereinafter referred to as the 'said party') have vide their application dated 21-11-1988 sought for the renewal of the mining lease bearing No. 42 of 1951 for extraction of Fe/Mn ore over an area of 63.0480 Ha. situated at village Netorlim, Sanguem Taluka, State of Goa (hereinafter referred to as the 'said mining lease');

And whereas after scrutiny it is found that the said party has not submitted an approved mining plan as required under sub-rule (3) of rule 22 of the Mineral Concession Rules, 1960 (hereinafter referred to as the 'said rules');

And whereas a notice bearing No. 96/316/88-Mines/284 dated 7-2-1989 was issued to the said party as required under sub-rule (3) of rule 26 of the said rules;

And whereas the said party has failed to comply with the requirements of the said notice;

And whereas a notice bearing No. 5/18/89-ILD dated 26-7-89 was issued to the party calling upon them to attend the personal hearing in response to which their representatives attended the hearing. During the course of hearing it is submitted by the party that the mining plan is under preparation and yet to be submitted to the Indian Bureau of Mines, Margao, for approval.

And whereas the party was given an opportunity to submit the approved mining plan on or before 30-9-1989.

And whereas the party failed to submit the approved mining plan on or before 30-9-1989.

Now, therefore, in exercise of the powers conferred by sub-rule (1) of rule 26 of the Mineral Concession Rules, 1960, the Government of Goa hereby refuse to renew the said mining lease as the said party has failed to submit the approved mining plan.

R. S. Sethi, Secretary (Mines).

Panaji, 25th April, 1990.

Department of Labour

Order

No. 28/23/90-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the Mormugao Municipal Council, Vasco and their workman Shri Shaikh A. Karim, Assistant Municipal Inspector, represented by Goa Municipal Workers' Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the Mormugao Municipal Council in superannuating Shri Shaikh A. Karim, Assistant Municipal Inspector, on 31st December, 1983 is legal and justified?"

If not, to what relief the workman is entitled?"

By order and in the name of the Governor of Goa.

Subhash V. Elekar, Under Secretary (Labour).

Panaji, 28th June, 1990.

Finance (Expenditure) Department

Order

No. 6/6/87-Fin(Exp)

Read:— Govt. order No. 6/6/87-Fin(Exp) dated 23-2-1989.

Sanction of the Government is hereby accorded for extension of deputation period in respect of Shri N. M. Nadkarni, Jt. Director of Accounts, on deputation to the Rural Development Agency, for further period of one year i.e. upto 7-5-91 on the same terms and conditions as contained in the Government order cited above.

By order and in the name of the Governor of Goa.

K. M. Nambiar, Under Secretary (Fin. Exp.)

Panaji, 6th July, 1990.

Law (Establishment) Department

Order

No. 4-1-90/LD(5)

In exercise of the powers conferred by clause (7) of section 2 of the Code of Civil Procedure, 1908 (Central Act V of 1908), read with Order XXVII, rule 8-B of the First Schedule to the said Code, the Government of Goa, hereby appoints Shri Suresh M. Lotlekar, Advocate, Panaji, as Government Pleader for the purpose of conducting and defending the interests of the Government of Goa before the Administrative

Tribunal of Goa, Panaji-Goa, with immediate effect and until further orders.

By order and in the name of the Governor of Goa.

Maria A. Rodrigues, Under Secretary (Law).

Panaji, 5th July, 1990.

Legislature Department

Order

No. LA/B/ESTT/964/1990

As resolved by the Special Board constituted under the Goa Legislature Secretariat (Recruitment and Conditions of Service) Rules, 1988, the post of Under Secretary, Legislature held by Shri A. B. Ulman in the pay scale of Rs. 2375-3500 is upgraded and redesignated as Joint Secretary (Legislature) in the pay scale of Rs. 3000-100-3500-125-4500 and the incumbent of the said post Shri A. B. Ulman is hereby appointed as Joint Secretary (Legislature) on ad-hoc basis in the pay scale of Rs. 3000-100-3500-125-4500 with effect from 6-7-1990 (F.N.) and pending finalisation of Recruitment Rules. His initial pay is to be fixed under normal rules.

The expenditure on account of this may be debited to Budget Head "2011-Parliament/State/Union Territory Legislature; 02-State/U. Legislature; 103-Legislative Secretariat; 01-Legislature Secretariat of the State; 01-Salaries" for the current financial year 1990-91.

By order and in the name of the Governor of Goa.

P. N. Revankar, Under Secretary (Legislature).

Panaji, 9th July, 1990.